

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF NEW YORK

JOSEPH QUEEN,

Plaintiff,

v.

KEVIN DURHAM,
ERIE COUNTY,

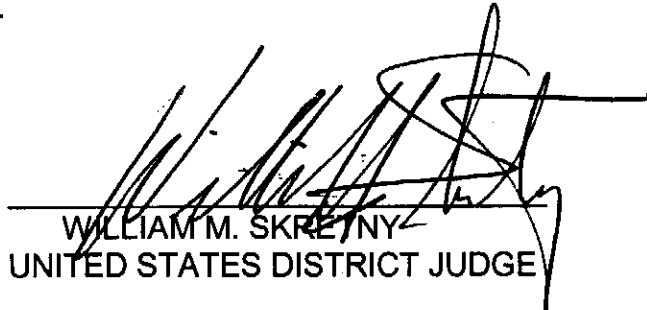
Defendants.

**ORDER OF
DISMISSAL**

03-CV-491S(F)

The court having been advised by the counsel for the parties that the above action has been settled;

It is ORDERED that this action is hereby dismissed without costs and on the merits, but without prejudice to the right, upon good cause shown within 120 days to reopen this action if settlement is not consummated.



WILLIAM M. SKRETNY
UNITED STATES DISTRICT JUDGE

Dated: November 15, 2007
Buffalo, New York